

08/25/03
10334 U.S. PTO

03940 U.S. PTO
10/646816
08/25/03

4. The filing fee is calculated on the basis of the claims existing in the prior application as amended at 3 above:

| | NO. OF CLAIMS | | EXTRA CLAIMS | RATE | AMOUNT |
|---|------------------|-----|-----------------|-----------|-----------------|
| Total Claims | 17 | -20 | 0 | \$18.00 = | \$0.00 |
| Independent Claims | 2 | -3 | 0 | \$84.00 = | \$0.00 |
| Basic Application Fee | | | | | \$750.00 |
| If multiple dependent claims are presented, add \$280.00 | | | | | \$0.00 |
| Total Application Fee | | | | | \$750.00 |
| Assignment & Transmittal | | | | | \$40.00 |
| Subtract ½ if small entity | | | | | \$0.00 |
| TOTAL APPLICATION FEE DUE | | | | | \$790.00 |
| AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT NO. 500417 | | | | | \$790.00 |

- 4a. ☐ Enclosed is a Verified Statement to establish small entity status under 37 CFR 1.9 and 37 CFR 1.27.
- 4b. ☐ A verified Statement to establish small entity status under 37 CFR 1.9 and 37 CFR 1.27 was filed in prior application and such status is still proper and desired.
5. ☒ The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required, including any extension of time fees including any extension of time fees to maintain the pendency of the parent application Serial No. _____ or credit any overpayment to Deposit Account No. 500417.
6. ☐ Amend the specification by inserting before the first line the sentence:
7. ☒ Priority of Japanese Application Serial No. 2002-106167 filed on April 9, 2002, in Japan and International Application No. PCT/JP03/04066 filed March 31, 2003 designating the U.S. is claimed under 35 USC 119, 120 and/or 365. A certified copy of the Japanese priority document is enclosed.
8. ☒ The prior application is assigned of record to :
Matsushita Electric Industrial Co., Ltd.
Osaka, JAPAN

9. ☒ The power of attorney in the prior application is to:

SAEGUSA INTERNATIONAL PATENT OFFICE
Osaka, JAPAN

10. ☒ Also enclosed:

1. Verification of Translation
2. PCT/IB/304

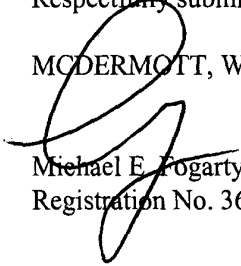
11. ☐ A petition, fee and response has been filed to extend the term in the pending prior application until

12. ☒ Address all future communications to: (May only be completed by applicant, or attorney or agent of record)

McDERMOTT, WILL & EMERY
600 13th Street, N.W.
Washington, DC 20005-3096

Respectfully submitted,

McDERMOTT, WILL & EMERY


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Date: August 25, 2003

Docket No.: 63979-031

REQUEST FORM FOR CONTINUATION APPLICATION UNDER 35 USC 111(a)

Prior Application: International Application No. PCT/JP03/04066
Art Unit: (Unassigned)
Examiner: (Unassigned)

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This is a Request for filing a continuation or continuation-in-part application, entitled NON-VOLATILE MEMORY AND THE FABRICATION METHOD THEREOF, under 35 U.S.C. 111(a) of pending prior International Application No. PCT/JP03/04006, filed on March 31, 2003, entitled NON-VOLATILE MEMORY AND THE FABRICATION METHOD THEREOF, by the following named inventor(s):

| INVENTOR | RESIDENCE | CITIZENSHIP | POST OFFICE ADDRESS |
|------------------|------------------------------|-------------|--|
| Hideyuki TANAKA | Hirakata-shi, Osaka JAPAN | Japanese | 3-9-12-401, Ogaito-cho, Hirakata-shi, Osaka 573-0027 JAPAN |
| Kiyoshi MORIMOTO | Hirakata-shi, Osaka JAPAN | Japanese | 61-22, Nasuzukurikitamachi, Hirakata-shi, Osaka 573-0083 JAPAN |
| | | | |

1. ☒ I hereby verify, to the best of my knowledge, that the enclosed copy of this prior application is a true copy of the above-identified prior application, including the oath or declaration as originally filed.
2. ☐ Preliminary Amendment is enclosed.
- 2a. ☐ An Information Disclosure Statement and PTO1449 Form are submitted herewith.
3. ☐ Cancel claims